

HOUSE BILL 385

By Lamberth

AN ACT to amend Tennessee Code Annotated, Title 40  
and Title 41, relative to sentence reduction credits.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 41-21-236(e), is amended by deleting the subsection and substituting instead:

(1) Sentence reduction credits for good institutional behavior as authorized by this section may also be awarded to all convicted felons for the time incarcerated prior to the imposition of sentence. The total credit that a convicted felon may receive is calculated by determining the number of days actually served in jail prior to imposition of sentence and by adding to that number the sentence reduction credits awarded for good institutional behavior, if any, based upon the number of days served.

(2) The sentence reduction credits authorized by subdivision (e)(1) may be awarded at the rate of eight (8) days for each month served prior to imposition of sentence. In order to award credits pursuant to subdivision (e)(1), the superintendent or jailer must provide the department with written documentation evidencing the inmate's good institutional behavior and stating the number of sentence reduction credits, if any, the felon should be awarded. The department shall award the number of sentence reduction credits recommended in the superintendent's or jailer's written documentation.

(3) A convicted felon does not have a right to the credits authorized by subdivision (e)(1) or a right to appeal the superintendent's or jailer's determination concerning the number of sentence reduction credits a particular felon should be awarded.

SECTION 2. This act takes effect July 1, 2023, the public welfare requiring it.